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MEMORANDUM FOR: John Warner

John:

I fully appreciate the problem you raised in your September 29 memorandum regarding classified correspondence from the House and Senate Committees. As you know, Chairman Pike maintains that the classification system is strictly that of the Executive Branch and they do not classify their correspondence. The Senate Select Committee does classify correspondence but from time-to-time slips. Consequently, it would appear to me that the best solution to the problem--one that could avoid Freedom of Information requests--would be for the recipients of the mail to classify the documents if such classification is warranted. I suspect this is a supportable position--one growing out of the rule of necessity rather than any specific authority within the Executive Order. If you think this makes sense, maybe an appropriate directive should be put out.

[Redacted]  
Special Counsel to the Director

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